GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Guntur District - Sri M.Narasimhulu Naidu, former Tahsildar, Renigunta, Chittoor District (Retd) - Violation of APCS (Conduct) Rules, 1964 – Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 r/w Rule 9 of A.P. Revised Pension Rules, 1980 - Articles of charges – Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 327 **Dated: 14-06-2021.**
Read:-

G.O.Ms.No.125, Revenue (Vig.III) Department, Dt:14.06.2021.

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ORDER:

In pursuance of the sanction accorded in the reference read above, it is proposed to hold an enquiry against Sri M.Narasimhulu Naidu, former Tahsildar, Renigunta, Chittoor District (Retd) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure—I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – III & IV).

3. Sri M.Narasimhulu Naidu, Tahsildar (Retd) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri M.Narasimhulu Naidu, Tahsildar (Retd) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri M.Narasimhulu Naidu, Tahsildar (Retd) is further informed that if he does not submit his written statement of defense on or before the date specified in Para—3 above, further action will be processed based on the material available.

6. Attention of Sri M.Narasimhulu Naidu, former Tahsildar, Renigunta, Chittoor District (Retd) is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri M.Narasimhulu Naidu, Tahsildar (Retd)) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M.Narasimhulu Naidu, former Tahsildar, Renigunta, Chittoor District (Retd) (through the Chief Commissioner of Land Administration, A.P., Vijayawada.)

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Collector & District Magistrate, Chittoor.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI M.NARASIMHULU NAIDU, FORMER TAHSILDAR, RENIGUNTA, CHITTOOR DISTRICT (RETD).

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Article of Charge – I:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018 has issued 1927 possession certificates irregularly in respect of land in Sy.Nos.2, 127, 138, 139, 311, 687 and 705 etc of Karakambadi village, Renigunta Mandal locally known as Tarakarama Nagar (which was identified for issue of house sites to the beneficiaries) without following due procedure as contemplated in Board Standing Orders. List of irregular possession certificates is enclosed in Annexure-A.

Article of Charge – II:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018 has issued 238 possession certificates irregularly in respect of land in Sy.No. 5, 208, 209, 275, 276, 277, 279,310 and 311 etc of Kurakalva village, Renigunta Mandal without mentioning boundaries, without following due procedure as contemplated in Board Standing Orders. List of irregular possession certificates is enclosed in Annexure-B.

Article of Charge – III:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018 has issued 54 possession certificates irregularly in respect of land in Sy.No 131/2 and Sy.No.3 of Kothapalem village, Renigunta Mandal without following due procedure as contemplated in Board Standing Orders. List of irregular possession certificates is enclosed in Annexure-C.

Article of Charge - IV:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018 has issued 35 irregular possession certificates in respect of land in Sy.No.62/5, 70/4, 87/3 to 11 etc of Krishnaiah Kalva village of Renigunta Mandal, without following due procedure as contemplated in Board Standing Orders. List of irregular possession certificates is enclosed in Annexure-D.

Article of Charge -V:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018 has issued 2 possession certificates in respect of land in Sy.No.544/1, 528/2 of Yerramareddypalem village of Renigunta Mandal, without following due procedure as contemplated in Board Standing Orders. List of irregular possession certificates is enclosed in Annexure-E.

Article of Charge -VI:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018 has issued 36 possession certificates in respect of land in Sy.No.758/4, 765, 769 etc of Thukivakam village of Renigunta Mandal, without following due procedure as contemplated in Board Standing Orders. List of irregular possession certificates is enclosed in Annexure-F.

(Contd…Page.2)

Article of Charg -VII:

That he being a responsible Government Officer, while working as Tahsildar, Renigunta during the period from 05.08.2017 to 31.12.2018, has issued possession certificates without conducting field enquiry and though the applicants are not in possession of land and not maintained connected records in Tahsildar's Office. Thus, he has issued possession certificates with malafide intention for pecuniary gain. Thus, he has violated Rule 3 of APCS (Conduct) Rules, 1964.

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI M.NARASIMHULU NAIDU, FORMER TAHSILDAR, RENIGUNTA, CHITTOOR DISTRICT (RETD).

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On adverse news published in Telugu Daily news papers regarding issuance of issuance of possession certificates in certain villages of Renigunta Mandal, constituted (07) teams to conduct enquiry on enumeration of possession certificates issued by Sri M.Narasimhulu Naidu, former Tahsildar, Renigunta. In this regard, the teams have conducted enquiry and submitted reports to the Tahsildar, Renigunta Mandal, and the Tahsidlar, Renigunta (M) has submitted report to Sub-Collector, Tirupathi.

After receiving the reports from Tahsildar, Renigunta, the Sub -Collector, Tirupathi has submitted report as follows.

a. Sri M.Narasimhulu Naidu worked as Tahsildar, Renigunta (M) from 05.08.2017 to 31.12.2018 and retired on 31.12.2018.

b. During his tenure several possession certificates were issued in Karakambadi, Kurakalava and Kothapalem villages of Renigunta Mandal, Chittoor District.

c. Renigunta Mandal is notified u/s 4(1) C of A.P. Assignments (POT) Act, 1977, hence the lands should not be granted to anybody without specific orders from the District Administration.

d. In the year 2004, after identification of Government land in Sy.Nos.2, 127, 138, 139 and 705 situated at Karakambadi village, Renigunta Mandal and formation of layouts, house site pattas numbering 6000 were issued to the eligible beneficiaries of Tirupati town of Tirupati Urban Mandal and the colony known as Tarakarama Nagar.

e. Later, in the year 2007, an enquiry was conducted with regard to sale of house sites, not raised constructions in stipulated time, non-residents etc., by following due process of law. After conduct of enquiry, 2718 house site pattas in Tarakarama Nagar were cancelled vide Tahsildar, Renigunta proceedings Roc B/473/2006 dt.28.02.2007.

f. In the year 2010, 1263 house site pattas pertaining to Tarakarama Nagar were cancelled vide Roc.B/15/2010 dt.31.03.2010 for violation of conditions of house site pattas. Later, 2215 house site pattas were also cancelled pertaining to Tarakarama Nagar for violation of conditions after enquiry.

g. In the year 2009, the then Tahsildar, Renigunta (M), has conducted enquiry and verified all house site pattas pertaining to Tarakarama Nagar and later issued ID cards bearing plot numbers to a tune of 5900 beneficiaries. On verification records, the office copies of IDs for all 5900 were available in the office, but house site patta register containing 346 pattas was available in one volume only and it is tallied with ID cards.

h. At Tarakarama Nagar of Karakambadi village, there are still several vacant sites, plinth level constructions, unfinished structures, and some are residing on rental basis.

i. In the above scenario, the possession certificates to various persons had been issued by Sri M.Narasimhulu Naidu, the then Tahsildar, Renigunta at Tarakarama Nagar and as per the orders of Collector, Chittoor, the above said teams verified the possession certificates.

j. The enquiry was conducted from 12.06.2019 to 18.06.2019 by the teams and submitted their enquiry reports. After verification of reports of the teams, the Tahsildars opined that possession certificates pertaining to Tarakarama Nagar of Karakambadi village, Kurakalava and Kothapalem villages issued by the said Tahsildar are not in accordance with law and without following the rules and guidelines.

(Contd…Page.2)

k. Basing on enquiry reports of the Tahsildars, the details of house plots which are categorized and existing at present as detailed below village wise:

Tarakaramanagar of Karakambadi village :

ABSTRACT		
Sl.No	Physical Status on ground	No. of Plots
1	VACANT PLOTS	55
2	RESIDING	644
3	NOT RESIDING	764
4	UNDER CONSTRUCTION	139
5	DOOR LOCK	308
6	RENTAL	86
7	DOUBLE PATTA(same plot given to 2 persons)	111
8	BASEMENT LEVEL	20
9	USING TO COMMERCIAL PURPOSE	16
10	SMALLSINGLE SHEET HOUSE NOT OCCUPIED	103
11	NO FILES	35
12	PERSON NOT KNOW	25
13	CONSTRUCTION STARTED LEFT OUT	05
14	GOVERNMENT EMPLOYEEPOLICE CONSTABLE	02
15	HAVING TO HOUSES HUSBAND AND WIFES TWO PLOTS	04
16	HOUSES GIVEN FOR RENT, EMPLOYEE	2
17	PLOT NO 3478,3479, PRIVATE SCHOOL	02
18	SINGLE RATION CARD OBTAINED TWO PLOTS	1
19	SOLD OUT	3
20	TWO HOUSE SITED GIVEN FOR ONE RATION CARD	1
21	SINGLE RATION CARD OBTAINED THREE PLOTS	1
22	SITE DISPUTE	2
23	NOT RESIDENT ENJOYMENT GIVEN TWO PARTIES	2
24	PHOTO MARPHING PATTA	1
25	IN ELIGIBLE	15
26	CLUBBING PLOTS	2
27	NOT IDENTIFIED DUE TO LACK OF FILE	05
	TOTAL	2354

Kothapalem village:

Sl.No	Physical Status on ground	No. of Plots
1	DOOR LOCKED	6
2	DOUBLE ENTRY	1
3	POSSESSION CERTIFICATE CANCELLED	2
4	RESIDENT	15
5	SITE IS VACANT NOTIDENTIFY DUE TO LACK OF LAYOUT	68
6	UNDER CONSTRUCTION	3
	TOTAL	95

Krishnaiah Kalva :

Sl.No	Physical Status on ground	No. of Plots
1	VACANT PLOTS	31
2	RESIDING	3
3	NOT RESIDING	0
4	NOT RESIDING(FOUNDATION CONSTRUCTION)	2

(Contd…Page.3)

5	NOT IDENTIFIED DUE TO LACK OF FILE AND LAYOUT	0
	TOTAL	36

With regard to Tarakaramanagar of Karakambadi village, as seen from the above abstract, the possession certificates numbering 111 were issued to two persons for the same plot containing one number. Beside in 764 plots, there are structures but no occupation. There are 55 vacant sites for which also possession certificates were issued. During enquiry it is further noticed that 86 plots were given on let out to the present occupants. As seen from the connected files pertaining to grant of possession certificates, it is noticed that by and large, the persons who have received possession certificates as they had purchased from the original beneficiary or from subsequent purchaser through unregistered sale deed. Since the issue of Tarakaramanagar relates to one and half decade by which time several oral transactions were taken place, some were occupied and some are unoccupied and also unfinished structures. The existence of colony as per said physical features and it paved way for issue of possession certificates by the then Tahsildar, Renigunta not in accordance with the rules.

Kurakalva village:

Sl.No	Physical Status on ground	No. of Plots
1	VACANT PLOTS	124
2	RESIDING	8
3	NOT RESDING	5
4	NOT RESDING(FOUNDATION CONSTRUCTION	11
5	NOT IDENTIFIED DUE TO LACK OF FILE AND LAYOUT	109
	TOTAL	257

Since Renigunta Mandal is notified u/s 4(1) C of A.P. Assignments (POT) Act, 1977, this village also covered hence grant of house sites or assignments are banned. Possession certificates were issued in this village also contrary to the above ban. The lands covered in S.No.5,208,209,275,276,277,279,310 and 311 of Kurakalva village are classified as “AWD” as per fair adangal. According to the house site register available in the office, 164 possession certificates were issued. But while eviction of encroachments by way unauthorized constructions and attempts to construct, there were 257 plots are existing on ground in the unauthenticated and unauthorized lay out, that ineligible political influenced persons were granted possession certificates.

Possession certificates are to be issued to those who are eligible and having a dwelling in the land alone, as per house site register 164 possession certificates issued contrary to the above existing provision.

During enumeration is noticed that,

164 possession certificates issued as per house site register,

257 plots in total are identified on ground.

5 plots were granted under the NTR housing scheme

8 plots are covered by dwellings and persons are residing

As such 244 plots on ground (including 164 plots as per house site register) are vacant and attempt of construction, hence left with incomplete position, and all the unauthorized constructions were evicted.

Kothapalem Village

In respect of Kothapalem village, the then Tahsildar has issued 68 possession certificates in Sy.No 131/2 and S.No.3 without having possession on ground as revealed during enquiry.

(Contd…Page.4)

Krishnaiah Kalva village

In Krishnaiah Kalva village, 36 possession certificates were issued in Sy.No.70/4 and 87/3, out of which 31 are vacant sites and no possession by any one, but possession certificates were issued by the then Tahsildar, Renigunta (M).

With regard to other villages of Annasampalle, DP Kandriga, Balupalle, Jeepalem, Krishnapuram, Mallavaram, Mamanduru, R.Agraharam, Nallapalem, SV Puram, Thukivakam, Vedallacheruvu, Venkatapuram and Yerramareddypalem, the enquiry reports of the Tahsildars reveals that there are no omissions or short falls relating to issue of possession certificates.

The Sub Collector, Tirupati has further submitted that the District Collector, Chittoor vide reference L.Dis.E7/8533/2013 dt.19.11.2014 has imposed ban as "District Collector desires to ban all assignment of lands / house sites in Tirupati (Urban), Tirupati (Rural), Srikalahasti and Thottambedu Mandals and in all such places where cost of land is very high", that the order is applicable to Renigunta Mandal as it is covered by the boundaries of Tirupati Urban and Tirupati Rural and hence got high potential house site value in the villages of Renigunta Mandal, that possession certificates were issued in this village contrary to the ban, that the Tahsildar has no powers to grant house sites in the absence of specific orders from the District Administration, the Possession certificates were issued beyond jurisdiction violating the orders in force and finally recommended to initiate action against the then Tahsildar, Renigunta for ignorance, dereliction of instructions causing loss to the Government and Public interest. Hence the Charge.

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – III

LIST OF DOCUMENTS BY WHICH ARTICLE OF CHARGES FRAMED AGAINST SRI M.NARASIMHULU NAIDU, FORMER TAHSILDAR, RENIGUNTA, CHITTOOR DISTRICT (RETD) ARE PROPOSED TO BE SUSTAINED

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Sub Collector, Tirupathi Letter. RoC.E/801/2019, Dt__.07.2019

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – IV

LIST OF WITNESSES BY WHOM ARTICLE OF CHARGES FRAMED AGAINST SRI M.NARASIMHULU NAIDU, FORMER TAHSILDAR, RENIGUNTA, CHITTOOR DISTRICT (RETD) ARE PROPOSED TO BE SUSTAINED

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--Nil—

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER